

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Energy and Environmental Affairs, to which was referred House Bill No. 1059, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 2, line 32, delete "destruction or" and insert "**bulk**
- 2 **neutralization and destruction of the agent VX referred to in**
- 3 **13-11-2-25(6).**".
- 4 Page 2, delete lines 33 through 34.
- 5 Page 2, line 35, delete "Before" and insert "**Subject to subsections**
- 6 **(b) and (c), before**".
- 7 Page 2, line 36, after "file" insert "**the following**".
- 8 Page 2, line 37, delete "and".
- 9 Page 2, line 37, delete "the" and insert ", **and the corresponding**
- 10 **state agencies of each state through which the substance will be**
- 11 **transported:**".
- 12 Page 2, delete line 38.
- 13 Page 2, line 39, delete "transport risk analysis" and insert
- 14 "**evaluation of potential transportation risks**".
- 15 Page 2, line 42, delete "each type" and insert "**the most likely**
- 16 **types**".
- 17 Page 2, line 42, delete "incident" and insert "**incidents**".
- 18 Page 3, line 14, delete "is appropriately trained and licensed;" and
- 19 insert ":
- 20 **(i) has received United States Department of**
- 21 **Transportation training and licensure; and**

- 1 **(ii) is familiar with the content of the plan;"**.
 - 2 Page 3, line 15, delete "each part of".
 - 3 Page 3, line 16, delete "facilities" and insert "**response personnel**".
 - 4 Page 3, line 16, delete "in place" and insert "**available**".
 - 5 Page 3, line 16, after "for" insert ":",
 - 6 Page 3, delete line 17.
 - 7 Page 3, line 20, delete "security" and insert "**local law**
 - 8 **enforcement**".
 - 9 Page 3, delete lines 34 through 42, begin a new paragraph and insert:
 - 10 **"(c) A person must file an amended:**
 - 11 **(1) evaluation of potential transportation risks; and**
 - 12 **(2) transport safety plan;**
 - 13 **under subsection (a) only if the proposed transport route changes.**
 - 14 **Sec. 3. The transport of a substance referred to in section 2 of**
 - 15 **this chapter shall occur at times that provide maximum public**
 - 16 **safety."**
 - 17 Delete page 4.
 - 18 Page 5, delete lines 1 through 2.
- (Reference is to HB 1059 as printed February 18, 2005.)

and when so amended that said bill do pass .

Committee Vote: Yeas 6, Nays 0.

Senator Gard, Chairperson